

FILED
Clerk
District Court

AUG 14 2006

For The Northern Mariana Islands
By _____
(Deputy Clerk)

IN THE UNITED STATES DISTRICT COURT
FOR THE
NORTHERN MARIANA ISLANDS

LI YING HUA, LI ZHENG ZHE and XU JING JI,) CASE NO. CV 05-0019

Plaintiffs,)

vs.)

JUNG JIN CORPORATION, a CNMI corporation,)
ASIA ENTERPRISES, INC., a CNMI corporation,)
PARK HWA SUN and KIM HANG KWON,)

Defendants.)

ORDER GRANTING PLAINTIFFS'
MOTION FOR SUMMARY
JUDGMENT

On July 15, 2006, Plaintiffs Li Ying Hua, Xu Jing Ji and Li Zheng Zhe (collectively "Plaintiffs") moved the Court for Summary Judgment against all four named defendants in this action: Jung Jin Corporation, Asia Enterprises, Inc., Park Hwa Sun and Kim Hang Kwon (collectively the "Defendants"). As an alternative, and because the Court previously entered the defaults of the corporate defendants, Jung Jin Corporation and Asia Enterprises, Inc., Plaintiffs moved the Court to enter a default judgment against those two defendants. Both motions came for hearing on August 10, 2006. Mark B. Hanson appeared with Plaintiffs and Chinese interpreter, Dennis Tse. None of the Defendants appeared, nor were they represented by counsel,¹ nor did the Defendants file any opposition to the two motions.

¹ On March 3, 2006, this Court granted the withdrawal of Defendants' counsel. Since that date, no attorney has entered their appearance in this matter on behalf of any of the Defendants.

1 It appearing that all the Defendants were properly served with Plaintiffs' motions and
 2 supporting documents, and the Court having considered the evidence filed by Plaintiffs in support
 3 of their motions in the light most favorable to the Defendants, and having reviewed and considered
 4 the arguments of Plaintiffs in support of their motions, and their being no opposition by any of the
 5 Defendants, the Court HEREBY FINDS that the pleadings, depositions, answers to interrogatories,
 6 and admissions on file, together with the affidavits of Plaintiffs, show that there is no genuine issue
 7 as to any material fact and that Plaintiffs are entitled to a judgment as a matter of law. In so doing,
 8 the Court HEREBY ADOPTS as the findings of this Court the facts set forth in Plaintiffs' Proposed
 9 Findings of Uncontroverted Fact filed on July 15, 2006 in support of their Motion for Summary
 10 Judgment.

11 Accordingly, Plaintiffs' Motion for Summary Judgment is HEREBY GRANTED.² Plaintiffs
 12 are entitled to judgment as a matter of law against the Defendants, jointly and severally, in the total
 13 amount of \$168,292.80, plus costs and attorney's fees.

14 Plaintiffs shall, within ten days from the date of this order, submit to the Court a statement
 15 of the total hours expended by Plaintiffs in this case, including therein a statement of the total costs
 16 associated with the prosecution of this action. Thereafter, the Court will enter final judgment for
 17 Plaintiffs and against the Defendants, jointly and severally.

18
 19 SO ORDERED.

20 DATE: 8-14-06

21 
 22 ALEX R. MUNSON
 23 Chief Judge
 24

25 _____
 26 ² The Court, having granted Plaintiffs' Motion for Summary Judgment against all four
 27 Defendants in this matter, including the two previously defaulted defendants, hereby finds Plaintiffs' Motion for Default Judgment moot.

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